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- A. Pretrial Order No. 27: Scheduling Order for Initial MDL Trials
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Exhibit

A

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

CASE NO. M:05-CV-01699-CRB

MDL No. 1699

This Order Relates to:

**PRETRIAL ORDER NO. 27:
SCHEDULING ORDER FOR INITIAL
MDL TRIALS**

Beverly Haslam, et al. v. Pfizer, Inc., et al.,
MDL No. 06-2145: Plaintiff Beverly
Haslam on behalf of Glen Haslam,
deceased

Linda Cullor, et al. v. Pfizer, Inc., MDL
No. 06-2547: Plaintiff James P. Daly, Jr.

Pursuant to Pretrial Order No. 25, the Court has established a procedure for the selection of two plaintiffs for initial trials in the MDL. Pursuant to that procedure, the parties have selected Beverly Haslam, on behalf of Glen Haslam (MDL No. 06-2145) and James Daly (MDL No. 06-2547) for the initial trials. The Court hereby establishes the following schedule for those trials, with hearing dates in bold:

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1	Immediately	Fact depositions may commence
2	Monday, December 31, 2007	Preliminary fact witness lists served
3	Monday, January 28, 2008	Case-specific fact discovery cut-off
4	Monday, February 4, 2008	Plaintiff's Rule 26 reports served
5	Friday, February 15, 2008	Defendants' Rule 26 reports served; expert depositions commence immediately thereafter; Plaintiffs' experts in each area must be completed before Defendants' experts in that area deposed; no party may submit any supplemental or rebuttal expert reports
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7		
8	Tuesday, March 18, 2008	Expert depositions to be completed
9	Friday, March 21, 2008	Briefs in support of dispositive and <i>Daubert</i> motions filed (for experts deposed by March 14)
10		
11	Monday, March 24, 2008	Exhibit lists served (including Fed. R. Evid. 1006 summaries)
12		Deposition designations served
13		Briefs in support of <i>Daubert</i> motions filed (for experts deposed after March 14) (by noon Pacific)
14	Monday, March 31, 2008	Parties exchange draft joint pretrial statements, including witness lists
15		
16		Motions in limine (MILs) filed
17	Thursday, April 3, 2008	Opposition briefs to dispositive and <i>Daubert</i> motions filed
18	Monday, April 7, 2008	Objections to exhibit lists served
19		Objections to deposition designations and counter-designations served
20	Wednesday, April 9, 2008	Reply briefs in support of dispositive and <i>Daubert</i> motions filed
21	Monday, April 14, 2008	Final witness lists filed
22		Trial briefs and pretrial statements filed
23		Objections to counter-designations and reply designations served
24		
25	Wednesday, April 16, 2008	Opposition briefs to MILs filed
26	Friday, April 18, 2008	Objections to reply designations served
27	Monday, April 21, 2008 (proposed)	Hearing (if any) on dispositive motions and <i>Daubert</i> motions – scope of hearing to be determined by Court
28		

Monday, April 28, 2008 (proposed)	Hearing on MILs, objections to deposition designations, and objections to exhibit lists
Monday, April 28, 2008	Proposed jury instructions, jury questionnaires, and special verdict forms (if any) filed
Monday, May 5, 2008	Trial commences

IT IS SO ORDERED.

Dated: November 30, 2007

/s/
HONORABLE CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE